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By: **Senators Brochin and Hollinger**

Introduced and read first time: January 29, 2003

Assigned to: Education, Health, and Environmental Affairs

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A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County - Alcoholic Beverages - Towson Revitalization District**

3 FOR the purpose of authorizing the Baltimore County Board of License  
4 Commissioners to issue for certain purposes a certain number of certain  
5 alcoholic beverages licenses for restaurants in the Towson Revitalization  
6 District under certain circumstances; specifying the class of the license;  
7 specifying issuance qualifications, fee, days and hours of sales, and certain other  
8 licensing requirements and restrictions; defining a certain term; and generally  
9 relating to alcoholic beverages licenses in the Towson Revitalization District.

10 BY adding to  
11 Article 2B - Alcoholic Beverages  
12 Section 8-204.3  
13 Annotated Code of Maryland  
14 (2001 Replacement Volume and 2002 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article 2B - Alcoholic Beverages**

18 8-204.3.

19 (A) IN THIS SECTION, "LICENSE" MEANS A CLASS B (SB)  
20 RESTAURANT-SERVICE BAR BEER, WINE AND LIQUOR (ON-SALE) LICENSE.

21 (B) (1) NOTWITHSTANDING LICENSE POPULATION QUOTA LIMITATIONS,  
22 THE BALTIMORE COUNTY BOARD OF LICENSE COMMISSIONERS MAY ISSUE SIX  
23 LICENSES IN THE TOWSON REVITALIZATION DISTRICT THAT WAS ADOPTED BY THE  
24 BALTIMORE COUNTY COUNCIL ON OCTOBER 4, 1999 FOR CONVERSION PURPOSES  
25 ONLY, AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION.

26 (2) (I) EXCEPT FOR CLASS C LICENSES, SIX OF ANY CLASS BEER, WINE  
27 AND LIQUOR (ON-SALE) RETAIL LICENSES IN EXISTENCE AT ANY LOCATION IN  
28 BALTIMORE COUNTY ON JANUARY 1, 2003, MAY BE TRANSFERRED INTO THE TOWSON

1 REVITALIZATION DISTRICT IN BALTIMORE COUNTY AND CONVERTED INTO CLASS B  
2 (SB) LICENSES.

3 (II) ON TRANSFER, THE TRANSFERRED LICENSE MAY NOT BE  
4 CONSIDERED AS A LICENSE IN THE DISTRICT FROM WHICH IT WAS TRANSFERRED.

5 (C) A LICENSE ISSUED UNDER THIS SECTION:

6 (1) SHALL BE USED ONLY IN CONJUNCTION WITH THE OPERATION OF A  
7 RESTAURANT AS DEFINED BY THE RULES OF THE BALTIMORE COUNTY BOARD OF  
8 LICENSE COMMISSIONERS;

9 (2) SHALL ALLOW ON-PREMISES SALES ONLY; AND

10 (3) IS RESTRICTED TO RESTAURANTS THAT HAVE TABLE SERVICE,  
11 SPECIFICALLY EXCLUDING ANY TYPE OF SERVICE WHILE STANDING OR WHERE THE  
12 CUSTOMER ACCEPTS DELIVERY OF THE PURCHASED FOOD ITEMS OTHER THAN  
13 WHILE SEATED AT A TABLE.

14 (D) (1) OTHER ISSUANCE QUALIFICATIONS, LICENSE FEE, AND DAYS AND  
15 HOURS OF SALES FOR A LICENSE AUTHORIZED UNDER THIS SECTION ARE THE SAME  
16 AS FOR A CLASS B BEER, WINE AND LIQUOR (ON-SALE) HOTEL AND RESTAURANT  
17 LICENSE IN BALTIMORE COUNTY.

18 (2) THE PROPOSED LOCATION FOR A RESTAURANT FOR WHICH A  
19 LICENSE IS ISSUED UNDER THIS SECTION MUST COMPLY WITH APPLICABLE ZONING  
20 ORDINANCES OF BALTIMORE COUNTY.

21 (E) (1) ONCE ISSUED, A LICENSE MAY NOT BE TRANSFERRED OUTSIDE OF  
22 THE TOWSON REVITALIZATION DISTRICT OR CONVERTED TO ANY OTHER CLASS OF  
23 LICENSE.

24 (2) A LICENSE MAY NOT BE ISSUED FOR USE ON A PREMISES OR  
25 LOCATION THAT HAS BEEN LICENSED UNDER ANY CLASS OF ON-SALE ALCOHOLIC  
26 BEVERAGES LICENSE WITHIN 2 YEARS BEFORE THE APPLICATION FOR A LICENSE  
27 AUTHORIZED UNDER THIS SECTION IS FILED WITH THE BALTIMORE COUNTY BOARD  
28 OF LICENSE COMMISSIONERS.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 June 1, 2003.